

**IN THE MATTER OF:**

Penobscot Nursing Home )  
Wendell Dennison, Administrator ) **FINAL DECISION**  
P.O. Box 15 )  
Penobscot, ME 04476 )

This is the Department of Health and Human Services' Final Decision.

The Recommended Decision of Hearing Officer LeBlanc, mailed November 3, 2006 has been reviewed.

I hereby adopt the findings of fact and I accept the Recommendation of the Hearing Officer that the Department was correct when it disallowed \$9.25 of direct care reimbursement during the MaineCare Nursing Facility audit for Penobscot Nursing Home for fiscal year ending December 31, 2004.

DATED: 1/12/07 SIGNED: \_\_\_\_\_  
BRENDA M. HARVEY, COMMISSIONER  
DEPARTMENT OF HEALTH & HUMAN SERVICES

**YOU HAVE THE RIGHT TO JUDICIAL REVIEW UNDER THE MAINE RULES OF CIVIL PROCEDURE, RULE 80C. TO TAKE ADVANTAGE OF THIS RIGHT, A PETITION FOR REVIEW MUST BE FILED WITH THE APPROPRIATE SUPERIOR COURT WITHIN 30 DAYS OF THE RECEIPT OF THIS DECISION.**

**WITH SOME EXCEPTIONS, THE PARTY FILING AN APPEAL (80B OR 80C) OF A DECISION SHALL BE REQUIRED TO PAY THE COSTS TO THE OFFICE OF ADMINISTRATIVE HEARINGS FOR PROVIDING THE COURT WITH A CERTIFIED HEARING RECORD. THIS INCLUDES COSTS RELATED TO THE PROVISION OF A TRANSCRIPT OF THE HEARING RECORDING.**

cc: Rosemarie Giosia, Esq., 49 Church Street, Ellsworth, ME 04605  
Jane Gregory, AAG, Office of the Attorney General  
Herbert Downs, Director, Office of Audit